



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

August 21, 2009

CHUCK G BROCKWAY PE
BROCKWAY ENGINEERING PLLC
2016 NORTH WASHINGTON STREET SUITE 4
TWIN FALLS ID 83301

Re: Water Right Permit 37-22436 – Croy Canyon Ranch Foundation, Inc.

Dear Chuck:

This letter is response to your letter dated August 20, 2009 regarding the permit referenced above. In your letter you requested confirmation of our discussion yesterday regarding the interpretation of Condition No. 5 of the permit. Condition No. 5 requires that irrigation occurring under the municipal use shall not exceed $\frac{1}{2}$ acre within each platted lot upon which a dwelling has been constructed. As you've indicated, the project will not include individual platted lots for each dwelling, but will be developed with a clearly defined yard or area of landscape irrigation associated with each dwelling. The development, as described, will meet the intent of the standard condition. This is consistent with our discussion and with prior correspondence documented in the Department's file for the permit. The Department can revise the condition at the time of licensing to clarify the intent.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jeff Peppersack', is written over the typed name and title.

Jeff Peppersack
Chief, Water Allocation Bureau